



FLOOR AMENDMENT NO. _____

BY: *Senjona Robinson*

1 Amend C.S.H.B. No. 4661 (house committee printing) as
2 follows:

3 (1) Strike page 1, line 4, through page 2, line 23.

4 (2) Strike "305.0281" and substitute "572.103" in each of the
5 following places it appears:

6 (A) page 3, line 2;

7 (B) page 3, line 8;

8 (C) page 3, line 18; and

9 (D) page 4, line 1.

10 (3) On page 4, line 6, strike "shall" and substitute "may,
11 after notice and an opportunity for a hearing before the
12 commission,".

13 (4) Strike page 4, lines 9 through 14, and substitute the
14 following:

15 (c) A hearing under Subsection (b) may be held by electronic
16 means.

17 (5) On page 4, line 17, strike "305.0031" and substitute
18 "572.102".

19 (6) On page 4, line 21, strike "305.0031(a)(1)(A)" and
20 substitute "572.102(b)(1)(A)".

21 (7) Add the following appropriately numbered SECTION to the
22 bill and renumber the SECTIONS of the bill accordingly:

23 SECTION __. Chapter 572, Government Code, is amended by adding
24 Subchapter D to read as follows:

25 SUBCHAPTER D. SEXUAL HARASSMENT

1 Sec. 572.101. DEFINITION. In this subchapter, "sexual
2 harassment" means an unwelcome sexual advance, a request for a
3 sexual favor, or any other verbal or physical conduct of a sexual
4 nature if:

5 (1) submission to or rejection of the advance, request,
6 or conduct is used as the basis for a decision in making an
7 expenditure authorized by Chapter 305 or Title 15, Election Code;

8 (2) the advance, request, or conduct has the purpose or
9 effect of creating an intimidating, hostile, or offensive working
10 environment; or

11 (3) the advance, request, or conduct unreasonably
12 interferes with a person's exercise or enjoyment of any right,
13 privilege, power, or immunity, either explicitly or implicitly.

14 Sec. 572.102. SEXUAL HARASSMENT TRAINING REQUIRED. (a) Each
15 member of the legislature, official holding an elected statewide
16 executive branch office, or individual elected to the legislature
17 or a statewide executive branch office shall:

18 (1) complete a sexual harassment training program
19 approved by the commission not later than the 60th day after each
20 uniform election date in November; and

21 (2) file with the commission written evidence of
22 completing the program on a form prescribed by the commission.

23 (b) An individual required to register under Chapter 305
24 shall:

25 (1) complete:

26 (A) an initial sexual harassment training program
27 approved by the commission not later than the 30th day after the

1 date the individual files an initial registration under Section
2 305.005; and

3 (B) an additional sexual harassment training
4 program approved by the commission not later than each two-year
5 anniversary of the deadline under Paragraph (A); and

6 (2) file with the commission written evidence of
7 completing each program on a form prescribed by the commission.

8 (c) The commission shall approve one or more sexual harassment
9 training programs for purposes of Subsections (a) and (b). The
10 commission may approve a sexual harassment training program that
11 is made available by a house of the legislature to members,
12 officers, and employees of that house.

13 (d) A sexual harassment training program approved by the
14 commission must provide an individual with written evidence of
15 completion of the program on a form prescribed by the commission.

16 (e) A sexual harassment training program approved by the
17 commission may be offered online or in-person.

18 Sec. 572.103. SEXUAL HARASSMENT PROHIBITED. Each member of
19 the legislature, official holding an elected statewide executive
20 branch office, individual elected to the legislature or a statewide
21 executive branch office, or individual required to register under
22 Chapter 305 may not intentionally or knowingly engage in conduct
23 that constitutes sexual harassment.